

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

834H0048

## HOUSE BILL NO. 1199

Introduced by: Representatives Richter, Begalka, Broderick, Frost, Hansen (Tom), Hennies (Thomas), Murschel, and Smidt and Senators Apa, Olson (Ed), and Putnam

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the general fund levy  
2 of a school district.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 10-12-42 be amended to read as follows:

5 10-12-42. For taxes payable in ~~2002~~ 2003 and each year thereafter, the levy for the general  
6 fund of a school district shall be as follows:

7 (1) The maximum tax levy shall be thirteen dollars and ninety-three cents per thousand  
8 dollars of taxable valuation subject to the limitations on agricultural property as  
9 provided in subdivision (2) of this section, owner-occupied property as provided for  
10 in subdivision (3) of this section, and nonagricultural acreage property as provided for  
11 in subdivision (4) of this section;

12 (2) The maximum tax levy on agricultural property for such school district shall be four  
13 dollars and four cents per thousand dollars of taxable valuation. If the district's levies  
14 are less than the maximum levies as stated in this section, the levies shall maintain the  
15 same proportion to each other as represented in the mathematical relationship at the



1 maximum levies;

2 (3) The maximum tax levy for an owner-occupied single-family dwelling as defined in  
3 § 10-13-40, for such school district may not exceed six dollars and fifty cents per  
4 thousand dollars of taxable valuation. If the district's levies are less than the maximum  
5 levies as stated in this section, the levies shall maintain the same proportion to each  
6 other as represented in the mathematical relationship at the maximum levies; and

7 (4) The maximum tax levy on nonagricultural acreage property as defined in  
8 § 10-6-33.14, for such school district shall be five dollars and four cents per thousand  
9 dollars of taxable valuation. If the district's levies are less than the maximum levies as  
10 stated in this section, the levies shall maintain the same proportion to each other as  
11 represented in the mathematical relationship at the maximum levies.

12 All levies in this section shall be imposed on valuations where the median level of assessment  
13 represents eighty-five percent of market value as determined by the Department of Revenue.  
14 These valuations shall be used for all school funding purposes. If the district has imposed an  
15 excess levy pursuant to § 10-12-43, the levies shall maintain the same proportion to each other  
16 as represented in the mathematical relationship at excess levy shall be made in proportion to the  
17 taxable valuation without regard to the maximum levies in this section. The school district may  
18 elect to tax at less than the maximum amounts set forth in this section.